# No. 28

# MICHIGAN HOUSE OF REPRESENTATIVES

# DAILY CALENDAR

TUESDAY, MARCH 30, 2004 1:00 p.m.

#### MOTIONS AND RESOLUTIONS

### HB 5632 Rep. Julian

Taxation; tobacco; tobacco products tax; increase and earmark funds.

— 1 ——

Amends secs. 7 & 12 of 1993 PA 327 (MCL 205.427 & 205.432).

(Notice of intent to discharge from the Committee on Commerce given by Speaker Johnson March 18, 2004.)

(Motion to discharge; passed for day March 23, 2004.)

#### REPORTS OF STANDING COMMITTEES

\_\_\_ 2 \_\_\_\_\_

#### **HR** 27 Rep. Hardman

A resolution to memorialize the Congress of the United States to address the gap between services offered to children in kinship care arrangements and services offered to children in foster care situations.

(Reported by the Committee on Family and Children Services.)

(For text of resolution, see House Journal No. 19 of 2003, page 230 or Session Website; laid over 1 day October 23, 2003.)

\_\_\_\_ 3 \_\_\_\_\_

### **HR 122** Rep. Dennis

A resolution to encourage the judicious use of antibiotics.

(Reported by the Committee on Health Policy.)

(For text of resolution, see House Journal No. 66 of 2003, page 1741 or Session Website; laid over 1 day January 20, 2004.)

4

#### HR 196 Rep. Hart

A resolution to encourage Michigan's high schools to put a priority on teaching state and local government from a Michigan perspective.

(Reported by the Committee on Education.)

(For text of resolution, see House Journal No. 10, page 125 or Session Website; laid over 1 day February 25, 2004.)

#### REPORTS OF STANDING COMMITTEES

\_\_\_\_\_ 5 \_\_\_\_\_

### HR 206 Rep. DeRossett

A resolution to support the construction of the new Diagnostic Center for Population and Animal Health on the campus of Michigan State University.

(Reported by the Committee on Agriculture and Resource Management.)

(For text of proposed House substitute (H-1), see House Journal No. 25, page 476 or Session Website.)

(For text of resolution, see House Journal No. 16, page 256 or Session Website; laid over 1 day March 23, 2004.)

6

### **HR** 193 Rep. DeRoche

A resolution to memorialize the Congress of the United States to increase the level of federal funds available to the states for DNA testing.

(Reported by the Committee on Government Operations.)

(For text of resolution, see House Journal No. 8, page 84 or Session Website; laid over 1 day March 25, 2004.)

#### MESSAGES FROM THE SENATE

- 7

### HB 4454 Rep. Hoogendyk

Economic development; Michigan economic growth authority; benefits for eligible pharmaceutical companies; provide for.

Amends secs. 3, 4 & 8 of 1995 PA 24 (MCL 207.803 et seq.).

(Returned from Senate with amendment and immediate effect; laid over 1 day December 3, 2003.)

(I.E. House May 14, 2003.)

(For Senate amendment, see House Journal No. 89 of 2003, page 2253 or Session Website.)

#### MESSAGES FROM THE SENATE

\_\_\_\_ 8 \_\_\_\_\_

#### **HB** 4472 Rep. Lipsey

Property tax; exemptions; new personal property of certain pharmaceutical companies; provide for exemption under certain circumstances.

Amends sec. 9f of 1893 PA 206 (MCL 211.9f).

(Returned from Senate with amendments and immediate effect; laid over 1 day December 3, 2003.)

(I.E. House May 14, 2003.)

(For Senate amendments, see House Journal No. 89 of 2003, page 2253 or Session Website.)

**—** 9 **—** 

# HB 4179 Rep. Shackleton

Senior citizens; health; refund of application fee for individuals not enrolled in the EPIC program; provide for.

Amends sec. 3 of 2000 PA 499 (MCL 550.2003).

(Returned from Senate with Senate substitute (S-2) and immediate effect; laid over 1 day March 24, 2004.)

(I.E. House December 9, 2003.)

(For Senate substitute (S-2), see Session Website.)

\_\_\_\_\_ 10 \_\_\_\_

### **HB** 5104 Rep. Van Regenmorter

Crimes; homicide; penalties for certain vulnerable adult abuse; include as felony murder.

Amends sec. 316 of 1931 PA 328 (MCL 750.316).

(Returned from Senate with amendment and immediate effect; laid over 1 day March 24, 2004.)

(I.E. House November 5, 2003.)

(For House substitute (H-1), see Session Website.)

(For Senate amendment, see House Journal No. 26, page 494 or Session Website.)

\_\_\_\_\_\_ 11 \_\_\_\_\_

### HB 5184 Rep. Woronchak

Human services; adult foster care; adult foster care facilities; prohibit employment of individuals with certain criminal history and require facilities to conduct criminal history check for new employees.

Amends 1979 PA 218 (MCL 400.701 - 400.737) by adding sec. 34a.

(Returned from Senate with amendments and immediate effect; laid over 1 day March 24, 2004.)

(I.E. House November 13, 2003.)

(For House substitute (H-2), see Session Website.)

(For Senate amendments, see House Journal No. 26, page 494 or Session Website.)

— 12 ——

### **HB** 4702 Rep. Caswell

Property tax; assessments; sale of certain agricultural property; exclude from sales ratio studies under certain circumstances.

Amends secs. 8 & 27 of 1893 PA 206 (MCL 211.8 & 211.27).

(Returned from Senate with Senate substitute (S-1) and immediate effect; laid over 1 day March 25, 2004.)

(I.E. House December 4, 2003.)

(For House substitute (H-2), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

#### THIRD READING

— 13 ———

#### HB 4612 Rep. Brown

Gaming; casinos; racing theaters at casinos; allow. Amends sec. 9b of I.L. of 1996 (MCL 432.209b).

(Reported by the Committee on Agriculture and Resource Management.)

(Read a third time; passed for day May 22, 2003.) (For House substitute (H-1), see Session Website.)

(Laid over one day May 20, 2003.)

\_\_\_\_\_ 14 \_\_\_\_\_\_

# HB 4131 Rep. Daniels

Probate; other; dower rights; repeal.

Creates new act.

(Reported by the Committee on Judiciary.)

(Read a third time; passed for day November 5, 2003.)

(Laid over one day October 21, 2003.)

\_\_\_\_\_ 15 \_\_\_\_\_\_

### SB 366 Sen. Cropsey

Education; teachers; mandatory professional development requirements; eliminate.

Amends secs. 1526 & 1526a of 1976 PA 451 (MCL 380.1526 & 380.1526a) & repeals sec. 1527 of 1976 PA 451 (MCL 380.1527).

(Reported by the Committee on Commerce.)

(Read a third time; postponed temporarily.)

(For Senate substitute (S-1), see Session Website.)

(Laid over one day December 10, 2003.)

\_\_\_\_ 16 \_\_\_\_\_

### **HJR** U Rep. Newell

Family law; marriage and divorce; marriage; amend constitution to define.

Amends the state constitution by adding sec. 25 to art. I.

(Reported by the Committee on Family and Children Services.)

(Defeated; vote reconsidered; passed for day March 9, 2004.)

(Laid over one day February 24, 2004.)

\_\_\_\_\_ 17 \_\_\_\_\_\_

### SB 338 Sen. Johnson

Economic development; downtown development authorities; requirement for equipping a historic site with a fire alarm system; provide for.

Amends secs. 1 & 29 of 1975 PA 197 (MCL 125.1651 & 125.1679).

(Reported by the Committee on Regulatory Reform.) (Read a third time; postponed temporarily March 16, 2004.)

(For House amendment, see House Journal No. 22, page 386 or Session Website.)

(For Senate substitute (S-2), see Session Website.) (Laid over one day February 24, 2004.)

#### THIRD READING

— 18 ——

#### **HB 5628** Rep. Amos

Education; intermediate school districts; election of board members by voting district in certain intermediate school districts; make revisions in election law for.

Amends secs. 302, 303 & 310 of 1954 PA 116 (MCL 168.302 et seq.).

(Reported by the Committee on Education.)

(Read a third time; postponed temporarily March 17, 2004.)

(For House substitute (H-1), see Session Website.) (Laid over one day March 16, 2004.)

#### SECOND READING

— 19 ———

### **HB** 5516 Rep. Shulman

Appropriations; zero budget; family independence agency; provide for fiscal year 2004-2005.

Creates appropriation act.

(Reported by the Committee on Appropriations.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day March 25, 2004.)

\_\_\_\_\_ 20 \_\_\_\_\_

# HB 5519 Rep. Shulman

Appropriations; zero budget; department of history, arts, and libraries; provide for fiscal year 2004-2005.

Creates appropriation act.

(Reported by the Committee on Appropriations.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day March 25, 2004.)

<del>\_\_\_\_ 21 \_\_\_\_</del>

### HB 5520 Rep. Shulman

Appropriations; zero budget; judiciary; provide for fiscal year 2004-2005.

Creates appropriation act.

(Reported by the Committee on Appropriations.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day March 25, 2004.)

- 22 <del>-----</del>

# HB 5521 Rep. Shulman

Appropriations; zero budget; department of labor and economic growth; provide for fiscal year 2004-2005.

Creates appropriation act.

(Reported by the Committee on Appropriations.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day March 25, 2004.)

\_\_\_\_\_ 23 \_\_\_\_\_

### HB 5528 Rep. Shulman

Appropriations; zero budget; department of transportation; provide for fiscal year 2004-2005.

Creates appropriation act.

(Reported by the Committee on Appropriations.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day March 25, 2004.)

#### SECOND READING

\_\_\_\_ 24 \_\_\_\_\_

#### **HB** 4322 Rep. Ruth Johnson

School aid; penalties; "take our daughters and sons to work day"; exempt from requirement of 75% attendance to be counted as day of pupil instruction.

Amends sec. 101 of 1979 PA 94 (MCL 388.1701).

(Reported by the Committee on Education.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day April 9, 2003.)

\_\_\_\_ 25 \_\_\_\_\_

### **HB 4215** Rep. Ward

Elections; school; cancellation of uncontested school board election; allow.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1061.

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day April 29, 2003.)

\_\_\_\_\_ 26 \_\_\_\_\_

# **HB 4467** Rep. Ward

Elections; scheduling; cancellation of a special, primary, or general election if uncontested; provide for and revise write-in date for certain candidates.

Amends secs. 196, 354, 357, 539, 540, 541, 644f & 737a of 1954 PA 116 (MCL 168.196 et seq.) & adds sec. 653b.

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day April 29, 2003.)

\_\_\_\_ 27 \_\_\_\_\_

# HB 4602 Rep. Farhat

Elections; primary; presidential primary in 2004; eliminate.

Amends sec. 613a of 1954 PA 116 (MCL 168.613a).

(Reported by the Committee on Local Government and Urban Policy.)

(Read a second time; substitute (H-2) adopted; passed for day May 7, 2003.)

(For House substitute (H-2), see Session Website.) (Laid over one day May 6, 2003.)

\_\_\_\_ 28 \_\_\_\_\_

### HB 4286 Rep. Spade

State; symbol; ruffed grouse; establish as the state game bird.

Creates new act.

(Reported by the Committee on Conservation and Outdoor Recreation.)

(Laid over one day May 7, 2003.)

\_\_\_\_\_ 29 \_\_\_\_\_

#### **HB** 4507 Rep. Hoogendyk

Health; research; research on embryonic stem cells; pro-

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 2685a.

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-1), see Session

(Laid over one day May 13, 2003.)

30 —

# **HB** 4678 Rep. Minore

State; employees and officers; provision regarding endorsements of applicants for notary public; expand to include district judges.

Amends sec. 107 of 1846 RS 14 (MCL 55.107).

(Reported by the Committee on Local Government and Urban Policy.)

(Laid over one day June 10, 2003.)

<del>\_\_\_\_</del> 31 <del>\_\_\_\_</del>

# HB 4153 Rep. Kooiman

Use tax; collections; collection on sale or lease of motor vehicles and vehicle-related items; earmark a portion to the school aid fund and the comprehensive transportation fund.

Amends sec. 21 of 1937 PA 94 (MCL 205.111).

(Reported by the Committee on Transportation.)

(For proposed House substitute (H-1), see Session

(Laid over one day June 26, 2003.)

# \_\_\_\_\_ 32 \_\_\_\_\_ **HB** 4875 Rep. Richardville

Natural resources; hunting; use of crossbow by certain individuals during hunting season; allow.

Amends secs. 40104 & 40114 of 1994 PA 451 (MCL 324.40104 & 324.40114) & adds sec. 40115.

(Reported by the Committee on Conservation and **Outdoor Recreation.)** 

(Laid over one day July 2, 2003.)

\_\_\_\_ 33 \_\_\_\_\_

# HB 4652 Rep. Milosch

Health; research; sale, transfer, distribution, or assessment of any fees for use of fetal tissue; prohibit.

Amends sec. 2690 of 1978 PA 368 (MCL 333.2690).

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day September 23, 2003.)

\_\_\_ 34 \_\_\_\_\_

#### 510 Sen. Leland

Environmental protection; water pollution; storm water discharge fees; increase and provide for disposition of

Amends secs. 3118 & 3119 of 1994 PA 451 (MCL 324.3118 & 324.3119).

(Reported by the Committee on Government **Operations.**)

(For proposed House substitute (H-2), see Session

(For Senate substitute (S-3), see Session Website.)

#### SECOND READING

\_\_\_\_ 35 \_\_\_\_\_

#### HB 4705 Rep. Rocca

Property tax; payment and collection; income threshold to defer summer taxes; increase.

Amends sec. 51 of 1893 PA 206 (MCL 211.51).

(Reported by the Committee on Senior Health, **Security and Retirement.**)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day October 16, 2003.)

<del>\_\_\_\_\_</del> 36 <del>\_\_\_\_\_</del>

# SB 50 Sen. Jacobs

Recreation; other; health clubs; require certain procedures to address medical emergencies.

Creates new act.

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-3), see Session Website.) (Laid over one day October 21, 2003.)

37 \_\_\_\_\_

# **HB 4297** Rep. Kolb

Environmental protection; air pollution; electronic equipment containing cathode ray tubes; ban from disposal in municipal solid waste incinerators.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 5502a.

(Reported by the Committee on Land Use and **Environment.**)

(For proposed House amendment, see House Journal No. 85 of 2003, page 2080 or Session Website.)

(Laid over one day November 6, 2003.)

\_\_\_\_ 38 \_\_\_\_

#### **4688** Rep. Ruth Johnson HB

Environmental protection; landfills; prohibition on disposal of out-of-county solid waste unless provided for in county solid waste management plan; delete.

Amends sec. 11538 of 1994 PA 451 (MCL 324.11538) & repeals sec. 11513 of 1994 PA 451 (MCL 324.11513).

(Reported by the Committee on Land Use and **Environment.**)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day November 6, 2003.)

\_\_\_\_ 39 \_\_\_\_\_

# HB 5236 Rep. Farhat

Counties; assessments; voter approval for waste reduction program and funding amounts; provide for.

Amends sec. 8a of 1967 (Ex Sess) PA 7 (MCL 124.508a).

(Reported by the Committee on Land Use and **Environment.**)

(For proposed House amendments, see House Journal No. 85 of 2003, page 2081 or Session Website.)

(Laid over one day November 6, 2003.)

#### **HB** 5237 Rep. LaJoy

Counties; assessments; definition of "households"; clarify.

Amends sec. 8a of 1967 (Ex Sess) PA 7 (MCL 124.508a).

(Reported by the Committee on Land Use and Environment.)

(For proposed House amendments, see House Journal No. 85 of 2003, page 2081 or Session Website.)

(Laid over one day November 6, 2003.)

SB 437 Sen. Switalski 41 ———

Courts; funding; payment of certain costs as a condition of probation for juveniles; require.

Amends sec. 18, ch. XIIA of 1939 PA 288 (MCL 712A.18) & adds sec. 18m to ch. XIIA.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-2), see Session Website.)

(For Senate substitute (S-1), see Session Website.) (Laid over one day December 2, 2003.)

### HB 5312 Rep. Rocca

Natural resources; hunting; sportsmen against hunger program; allow individuals to donate \$1.00 additional when purchasing hunting or fishing licenses.

Amends title of 1994 PA 451 (MCL 324.101 - 324.90106) & adds sec. 43540a.

(Reported by the Committee on Conservation and Outdoor Recreation.)

(Laid over one day December 3, 2003.)

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### **HB** 5351 Rep. DeRoche

Counties; employees and officers; procedures for the vacancy in a county executive office; clarify.

Amends sec. 9 & 10 of 1973 PA 139 (MCL 45.559 & 45.560) & adds sec. 9a.

(Reported by the Committee on Local Government and Urban Policy.)

(Laid over one day December 9, 2003.)

### SB 601 Sen. Switalski

Cities; home rule; property maintenance codes and international codes; allow adoption by reference.

Amends sec. 3 of 1909 PA 279 (MCL 117.3).

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.) (Laid over one day December 9, 2003.)

**—** 45 **—** 

### **HB** 4863 Rep. Palmer

Sales tax; exemptions; sale of goods by nonprofit organizations; increase exemption allowed.

Amends sec. 40 of 1933 PA 167 (MCL 205.54o).

(Rule suspended; discharged from the Committee on Tax Policy; laid over 1 day December 16, 2003.)

#### SECOND READING

— 46 ———

### HB 5298 Rep. Wenke

Sales tax; other; nonprofit exemption and deduction for certain consolidated returns; revise.

Amends secs. 40 & 8 of 1933 PA 167 (MCL 205.540 & 205.58).

(Reported by the Committee on Tax Policy.) (Laid over one day December 17, 2003.)

### SB 193 Sen. Patterson

Vehicles; license plates; specialty plates for ducks unlimited; provide for.

Amends sec. 811e of 1949 PA 300 (MCL 257.811e); adds sec. 811o & repeals sec. 811o of 1949 PA 300 (MCL 257.811o).

(Reported by the Committee on Transportation.) (For Senate substitute (S-3), see Session Website.) (Laid over one day December 17, 2003.)

- 48 **-**

#### **HJR** V Rep. Moolenaar

Education; other; constitutional amendment to provide for gubernatorial appointment of superintendent of public instruction; provide for.

Amends sec. 3, art VIII of the state constitution.

(Reported by the Committee on Education.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day February 17, 2004.)

— 49 ———

### HB 5261 Rep. Elkins

Children; support; nonprosecution under the support and parenting time enforcement act for arrearages if payer is participating in child support amnesty program; provide for. Amends sec. 3 of 1982 PA 295 (MCL 552.603).

(Reported by the Committee on Family and Children Services.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day February 19, 2004.)

**——** 50 **——** 

# HB 5349 Rep. Dennis

Occupations; electricians; licensure requirement for sign specialty contractor license; exempt manufacturers.

Amends secs. 1b & 3k of 1956 PA 217 (MCL 338.881b & 338.883k).

(Reported by the Committee on Regulatory Reform.) (For proposed House amendments, see House Journal No. 16, page 262 or Session Website.)

(Laid over one day February 24, 2004.)

— 51 ——

### **HB 5446** Rep. Ward

Counties; boards and commissions; membership on the local planning commission; require 1 member be from a school district within the county.

Amends sec. 2 of 1945 PA 282 (MCL 125.102).

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-1)\*, see Session Website.)

(Laid over one day February 24, 2004.)

52 —

#### HB 4234 Rep. Steil

Property tax; personal property; personal property with a taxable value of less than \$10,000.00; exempt.

Amends 1893 PA 206 (MCL 211.1 - 211.157) by adding sec. 9i.

(Reported by the Committee on Tax Policy.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day February 26, 2004.)

\_\_\_\_\_ 53 \_\_\_\_\_

### **HB** 5550 Rep. Brown

History and arts; use of optical imaging; allow.

Amends title & secs. 1, 2 & 3 of 1992 PA 116 (MCL 24.401 et seq.) & adds secs. 4, 5 & 6.

(Reported by the Committee on Local Government and Urban Policy.)

(Laid over one day March 9, 2004.)

— 54 ——

# HB 5455 Rep. Kooiman

Higher education; tuition; tuition grants; revise to allow students in theology, divinity, or religious programs to receive grant money.

Amends sec. 4 of 1966 PA 313 (MCL 390.994).

(Reported by the Committee on Higher Education.) (Laid over one day March 11, 2004.)

<del>----- 55 ------</del>

#### SB 625 Sen. Cassis

Higher education; tuition; part-time independent student grants; revise to allow students in theology or divinity programs to receive grant money.

Amends sec. 3 of 1986 PA 102 (MCL 390.1283).

(Reported by the Committee on Higher Education.) (For Senate substitute (S-1), see Session Website.) (Laid over one day March 11, 2004.)

\_\_\_\_ 56 \_\_\_\_

# SB 626 Sen. Van Woerkom

Higher education; tuition; state competitive scholarships; revise to allow students in theology, divinity, or religious programs to receive scholarship money.

Amends sec. 7 of 1964 PA 208 (MCL 390.977).

(Reported by the Committee on Higher Education.) (Laid over one day March 11, 2004.)

— 57 —

### SB 627 Sen. Allen

Higher education; tuition; legislative merit award program; revise to allow students in theology, divinity, or religious programs to receive scholarship money.

Amends sec. 4 of 1976 PA 228 (MCL 390.1304).

(Reported by the Committee on Higher Education.) (Laid over one day March 11, 2004.)

\_\_\_\_\_ 58 \_\_\_\_

### SB 628 Sen. Clark-Coleman

Higher education; tuition; Michigan educational opportunity grant program; revise to allow students in theology, divinity, or religious programs to receive grant money.

Amends sec. 3 of 1986 PA 273 (MCL 390.1403).

(Reported by the Committee on Higher Education.) (For Senate substitute (S-1), see Session Website.) (Laid over one day March 11, 2004.)

#### SECOND READING

\_\_\_\_\_ 59 \_\_\_\_\_

#### SB 661 Sen. Allen

Higher education; tuition; tuition differential grants; revise to allow students in theology, divinity, or religious programs to receive tuition grant.

Amends sec. 4 of 1978 PA 105 (MCL 390.1274).

(Reported by the Committee on Higher Education.) (Laid over one day March 11, 2004.)

\_\_\_\_\_ 60 \_\_\_\_\_

### SB 662 Sen. Allen

Higher education; financial aid; payments to approved independent nonprofit institutions of higher education; allow payment for theology, divinity, or religious programs and degrees.

Amends sec. 3 of 1974 PA 75 (MCL 390.1023).

(Reported by the Committee on Higher Education.) (Laid over one day March 11, 2004.)

— 61 ——

# **HB** 4935 Rep. Ruth Johnson

Education; intermediate school districts; intermediate school electors to vote for removal of intermediate board and appointment of reform board for intermediate school district; allow under certain circumstances.

Amends sec. 601a of 1976 PA 451 (MCL 380.601a) & adds secs. 606, 607, 608 & 609.

(Reported by the Committee on Education.)

(For proposed House substitute (H-3), see Session Website.)

(Laid over one day March 16, 2004.)

<del>\_\_\_\_</del> 62 <del>\_\_\_\_\_</del>

### HB 5113 Rep. Kooiman

Counties; charter; number of commissioners based on population category; limit.

Amends sec. 4 of 1966 PA 293 (MCL 45.504).

(Reported by the Committee on Local Government and Urban Policy.)

(Laid over one day March 16, 2004.)

\_\_\_\_ 63 \_\_\_\_\_

# **HB** 5114 Rep. Sak

Counties; boards and commissions; number of commissioners based on population category; limit.

Amends sec. 2 of 1966 PA 261 (MCL 46.402).

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day March 16, 2004.)

<del>\_\_\_\_\_ 64 \_\_\_\_</del>

# HB 4468 Rep. Van Regenmorter

Crimes; abuse; definition of first degree child abuse; expand to include knowingly or intentionally committing an act that causes serious physical or mental harm.

Amends sec. 136b of 1931 PA 328 (MCL 750.136b).

(Reported by the Committee on Criminal Justice.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day March 17, 2004.)

---- 65 ------

#### **HB** 4584 Rep. Sak

Criminal procedure; sentencing guidelines; sentencing guidelines for certain child abuse violations; revise to reflect increased penalties.

Amends sec. 16g, ch. XVII of 1927 PA 175 (MCL 777.16g).

(Reported by the Committee on Criminal Justice.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day March 17, 2004.)

\_\_\_\_\_ 66 \_\_\_\_\_

SB 727 Sen. Sanborn

Children; parenting time; grandparent visitation; revise to place burden of proof on the petitioning grandparent and require the court to give deference to a fit parent's actions and decisions.

Amends secs. 2 & 7b of 1970 PA 91 (MCL 722.22 & 722.27b).

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-2), see Session Website.)

(For Senate substitute (S-2), see Session Website.) (Laid over one day March 18, 2004.)

<del>\_\_\_\_\_</del> 67 <del>\_\_\_\_\_</del>

#### **HB** 5643 Rep. LaJoy

Single business tax; other; consolidated filing of single business tax return; modify.

Amends sec. 77 of 1975 PA 228 (MCL 208.77).

(Reported by the Committee on Commerce.) (Laid over one day March 18, 2004.)

<del>-----</del> 68 <del>------</del>

# SB 990 Sen. Bishop

Civil procedure; statute of limitations; provision regarding tolling of statute of limitations; revise to include that a copy of the summons and complaint be served upon the defendant within the time set forth in the court rules.

Amends sec. 5856 of 1961 PA 236 (MCL 600.5856).

(Reported by the Committee on Judiciary.)

(For proposed House amendment, see House Journal No. 25, page 473 or Session Website.)

(Laid over one day March 23, 2004.)

\_\_\_\_\_ 69 \_\_\_\_\_\_

#### SB 753 Sen. Scott

Health; blood; childhood lead poisoning prevention and control commission; create.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 5475a & repeals sec. 5474a of 1978 PA 368 (MCL 333.5474a).

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.) (Laid over one day March 23, 2004.)

#### SECOND READING

<del>\_\_\_\_ 70 \_\_\_\_</del>

#### **SB** 756 Sen. Hardiman

Health; other; lead safe housing registry; create.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 5474a.

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.) (Laid over one day March 23, 2004.)

7

# **HB** 5477 Rep. Hummel

Education; curricula; requirements for instruction in sex education; revise.

Amends secs. 1169 & 1507 of 1976 PA 451 (MCL 380.1169 & 380.1507) & adds sec. 1507b.

(Reported by the Committee on Education.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day March 24, 2004.)

<del>----- 72 -------</del>

# HB 5478 Rep. Stahl

School aid; penalties; penalties related to instruction in sex education; revise and provide for complaint process.

Amends sec. 166a of 1979 PA 94 (MCL 388.1766a).

(Reported by the Committee on Education.) (Laid over one day March 24, 2004.)

<del>\_\_\_\_ 73 \_\_\_\_</del>

# SB 307 Sen. Cassis

Education; other; parent involvement plan; create. Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1294.

(Reported by the Committee on Education.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-2), see Session Website.) (Laid over one day March 24, 2004.)

74

# **HB 5692** Rep. Amos

Crimes; electronic surveillance; secretly observing, recording, or capturing certain visual images; prohibit and provide penalties.

Amends sec. 539d of 1931 PA 328 (MCL 750.539d).

(Reported by the Committee on Criminal Justice.)

(For proposed House substitute (H-3), see Session Website.)

(Laid over one day March 24, 2004.)

<del>----- 75 ------</del>

#### HB 5693 Rep. Caul

Criminal procedure; sentencing guidelines; guidelines for crimes of electronic surveillance; enact.

Amends sec. 16z, ch. XVII of 1927 PA 175 (MCL 777.16z).

(Reported by the Committee on Criminal Justice.) (Laid over one day March 24, 2004.)

#### **SB** 744 Sen. Birkholz

Environmental protection; other; environmental education; establish award and grant program.

Amends sec. 2505 of 1994 PA 451 (MCL 324.2505) & adds sec. 2505a.

(Reported by the Committee on Land Use and Environment.)

(For proposed House substitute (H-2), see Session Website.)

(For Senate substitute (S-1), see Session Website.) (Laid over one day March 25, 2004.)

77

# SB 1032 Sen. Garcia

Higher education; generally; certain investment information provided to state institutions of higher education; exempt from disclosure.

Amends title & secs. 1 & 2 of 1994 PA 55 (MCL 390.1551 & 390.1552) & adds sec. 4a.

(Reported by the Committee on Higher Education.) (For Senate substitute (S-1), see Session Website.) (Laid over one day March 25, 2004.)

#### SB 1013 Sen. Schauer

State; escheats; certain unclaimed property by insurance companies; subject to 2-year escheat period and modify publication requirements.

Amends sec. 19 of 1995 PA 29 (MCL 567.239) & adds sec. 8a.

(Reported by the Committee on Appropriations.) (For Senate substitute (S-4), see Session Website.) (Laid over one day March 25, 2004.)

# SB 1014 Sen. Emerson

Environmental protection; other; agricultural preservation fund; modify administrative cap.

Amends sec. 36202 of 1994 PA 451 (MCL 324.36202).

(Reported by the Committee on Appropriations.) (For Senate substitute (S-1), see Session Website.) (Laid over one day March 25, 2004.)

80 —

### SB 1015 Sen. Cherry

Law enforcement; communications; 9-1-1 funding for state police towers; provide for.

Amends sec. 408 of 1986 PA 32 (MCL 484.1408).

(Reported by the Committee on Appropriations.) (Laid over one day March 25, 2004.)

— 81 ———

### SB 1016 Sen. Emerson

Education; teachers; uses of teacher certification fees; expand.

Amends sec. 1539 of 1976 PA 451 (MCL 380.1539).

(Reported by the Committee on Appropriations.) (Laid over one day March 25, 2004.)

#### SECOND READING

— 82 ———

#### **SB** 1017 Sen. Emerson

Traffic control; other; driver education subsidies; eliminate.

Amends title & secs. 1, 2, 4, 4a, 5, 5c, 6, 6a, 6c & 9 of 1974 PA 369 (MCL 256.601 et seq.); adds secs. 1a, 1b & 1c, pt. 3 & headings for pts. 1, 2 & 3 & repeals 1974 PA 369 (MCL 256.601 - 256.611).

(Reported by the Committee on Appropriations.) (For Senate substitute (S-1), see Session Website.) (Laid over one day March 25, 2004.)

83 —

#### SB 1018 Sen. Emerson

Traffic control; other; driver education subsidies; eliminate and redirect fees to traffic law enforcement safety fund.

Amends secs. 306, 310e & 811 of 1949 PA 300 (MCL 257.306 et seq.).

(Reported by the Committee on Appropriations.) (Laid over one day March 25, 2004.)

### SB 1019 Sen. Emerson

Taxation; revenue sharing; revenue sharing percentage; revise and provide for withholding of payments in certain circumstances.

Amends secs. 11 & 13 of 1971 PA 140 (MCL 141.911 & 141.913).

(Reported by the Committee on Appropriations.) (For Senate substitute (S-2), see Session Website.) (Laid over one day March 25, 2004.)

\_\_\_\_ 85 \_\_\_\_\_

### SB 1020 Sen. Johnson

Higher education; financial aid; fiscal year payment of Michigan merit award money; revise.

Amends sec. 8 of 1999 PA 94 (MCL 390.1458).

(Reported by the Committee on Appropriations.) (Laid over one day March 25, 2004.)

— 86 ———

# SB 1021 Sen. Brown

Retirement; state police; banked leave time program; implement.

Amends secs. 3, 4, 14, 14a, 42 & 43 of 1986 PA 182 (MCL 38.1603 et seq.) & adds sec. 24a.

(Reported by the Committee on Appropriations.) (For Senate substitute (S-2), see Session Website.) (Laid over one day March 25, 2004.)

#### SB 109 Sen. Garcia

State agencies (existing); other; department of career development; codify transfer of office of Spanish-speaking affairs.

Amends secs. 2 & 4 of 1975 PA 164 (MCL 18.302 & 18.304).

(Reported by the Committee on Government Operations.)

(For Senate substitute (S-1), see Session Website.) (Laid over one day March 25, 2004.)

# **HB** 4680 Rep. Newell

Vehicles; license plates; choose life fund; establish. Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding

(Reported by the Committee on Transportation.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day March 25, 2004.)

\_\_\_\_\_ 89 \_\_\_\_\_

# **HB 5094** Rep. Murphy

Traffic control; pedestrians; requirement for crosswalks within 200 yards of a school where speed limit is 25 miles per hour or higher; provide for.

Amends sec. 613a of 1949 PA 300 (MCL 257.613a).

(Reported by the Committee on Transportation.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day March 25, 2004.)

<del>\_\_\_\_\_ 90 \_\_\_\_\_\_</del>

### **HB** 5318 Rep. Elkins

Transportation; funds; distribution of transportation bridge fund revenue; revise.

Amends secs. 10 & 11b of 1951 PA 51 (MCL 247.660 & 247.661b).

(Reported by the Committee on Transportation.)

(For proposed House substitute (H-4), see Session Website.)

(Laid over one day March 25, 2004.)

91 —

### **HB** 5319 Rep. Casperson

Transportation; funds; distribution of certain revenue from tax levied; clarify.

Amends sec. 10 of 1951 PA 51 (MCL 247.660).

(Reported by the Committee on Transportation.)

(For proposed House substitute (H-4), see Session Website.)

(Laid over one day March 25, 2004.)

### MESSAGES FROM THE GOVERNOR

92 —

# **HB** 4511 Rep. Pappageorge

Administrative procedure; joint committee; procedure for objecting to rules; modify.

Amends secs. 45 of 1969 PA 306 (MCL 24.245).

(Reported by the Committee on Government Operations.)

(Vetoed by Governor on July 11, 2003; re-referred to the Committee on Government Operations.)

(For veto message, see House Journal No. 61 of 2003, page 1296.)

#### MESSAGES FROM THE GOVERNOR

93 —

#### **HB** 4463 Rep. Robertson

Vehicles; license plates; state-sponsored fund-raising registration plate for cancer awareness; create.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 811o.

(Reported by the Committee on Transportation.)

(Vetoed by Governor on March 5, 2004; passed for day March 9, 2004.)

(For veto message, see House Journal No. 19, page 317.)

#### LAID ON TABLE

94 —

# **HB** 5271 Rep. Gaffney

Courts; circuit court; third judicial circuit; revise provisions concerning number of judges.

Amends sec. 504 of 1961 PA 236 (MCL 600.504).

(Reported by the Committee on Judiciary.)

95 —

### SB 106 Sen. Hammerstrom

State; symbol; lotus blossom; designate as state symbol for clean water.

Creates new act.

(Reported by the Committee on Government Operations.)

### STANDING COMMITTEE MEETINGS

**Agriculture and Resource Management -** Tuesday, March 30, 10:30 a.m., Room 327, House Office Building

**Appropriations -** Friday, March 26, 12:01 a.m., Room 351, Capitol Building

**Subcommittee on Higher Education -** Wednesdays, April 21, 28, May 5, 12, and 19, 10:30 a.m., Room 351, Capitol Building

**Insurance -** Wednesday, March 31, 10:30 a.m., Room 521, House Office Building

**Judiciary -** Tuesday, March 30, 9:00 a.m., Room 308, House Office Building

**Veterans Affairs and Homeland Security -** Tuesday, March 30, 9:00 a.m., Room 327, House Office Building

BILLS IN CONFERENCE					
Bill No.	Brief Title	Confe House	erees Senate	Report A House	Agreed to Senate
	(Sec	cond Conference)			
SB 252	Environmental protection; water pollution; annual wastewater discharge environmental fee; provide for.	Koetje Howell Tobocman			
SB 560	Environmental protection; groundwater contamination; groundwater discharge permit fees; enact.	Koetje Howell Tobocman	McManus Birkholz Brater		